

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

IN RE: \_\_\_\_\_ (Debtor's Name) Case No. 0\_\_-\_\_\_\_\_  
Soc. Sec. # XXX-XX-\_\_\_\_\_

\_\_\_\_\_ (Debtor's Name) Chapter 13  
Soc. Sec. # XXX-XX-\_\_\_\_\_  
Debtor(s)

**AFFIDAVIT BY DEBTOR(S) REQUESTING CONFIRMATION OF PLAN AND  
CERTIFYING COMPLIANCE WITH REQUIREMENTS OF 11 U.S.C. SECTION 1325**

STATE OF VIRGINIA  
CITY/COUNTY OF \_\_\_\_\_

1. **THE UNDERSIGNED AFFIRM(S) THAT THE STATEMENTS BELOW ARE TRUE AS OF THE DATE HEREOF AND CERTIFIES THAT THEY WILL BE TRUE AS OF THE DATE OF CONFIRMATION OF MY/OUR CHAPTER 13 PLAN AND MAY BE RELIED UPON BY THE COURT UNLESS NOTICE IN WRITING TO THE CONTRARY IS GIVEN TO THE TRUSTEE AND THE COURT AT OR PRIOR TO SUCH TIME.**

2. I/We have made all payments to secured creditors, personal property lessors and taxing authorities which have come due since the date on which this case was filed and which I/we were required to make directly to such creditor, lessor or taxing authority. I/we understand that such payments include all mortgage payments, car payments or other secured debts being paid directly, personal property leases, real estate taxes, personal property taxes, federal income taxes, and state income taxes which have come due since this case was filed.

3. Select either A. or B.:

\_\_\_\_\_ A. Since the filing of this bankruptcy case, I/we have not been required by a judicial or administrative order, or by statute, to pay any domestic support obligation [as that term is defined in 11 U.S.C. section 101(14A)].

\_\_\_\_\_ B. I/We have paid all amounts that first became due and payable after the filing of this bankruptcy case which I/we were required to pay under a domestic support obligation [as that term is defined in 11 U.S.C. section 101(14A)] required by a judicial or administrative order or by statute.

4. I/we have filed all Federal, State, and local tax returns required by law to be filed for all taxable periods ending during the four year period ending on the date of the filing of this bankruptcy case

**By signing this affidavit requesting confirmation of chapter 13 plan, I/we acknowledge that all of the above statements are true and accurate and that the Court may rely upon the truth of each of these statements in determining whether to confirm my/our Chapter 13 Plan. I/We understand that the Court may revoke confirmation of the Chapter 13 Plan if the statements relied upon are not accurate.**

Signed:

/s/  
Debtor

/s/  
Debtor

Subscribed and sworn to before me, a Notary Public, by the debtors named in this affidavit this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_.

/s/  
Notary Public

My commission expires: \_\_\_\_\_

**(If debtor(s) represented by an attorney): Attorney's Certification**

I certify that I am counsel of record for the debtor(s) and that I have reviewed this Affidavit requesting confirmation of Chapter 13 plan with the debtor(s). Further, I certify that I have complied with this Court's Standing Order #10 regarding Chapter 13 Instructions. I am filing a copy of this Affidavit with the Court and with the Chapter 13 Trustee this \_\_\_\_\_ day of \_\_\_\_\_, 200 \_\_\_\_.

/s/  
Attorney for debtor(s)

**(If debtor(s) not represented by an Attorney): Debtor's(s') Certification**

Yes    No    (circle one) I have viewed the DVD of the court's Chapter 13 Instructions.

Yes    No    (circle one) I have received, read and understand the Court's written Chapter 13 Instructions.

I certify that I am filing via first class mail or via the Court's CM/ECF system a true copy of this Affidavit requesting confirmation of Chapter 13 plan with the Court and with the Chapter 13 Trustee this \_\_\_\_\_ day of \_\_\_\_\_, 200 \_\_\_\_.

/s/  
Debtor

**Notes to "Affidavit by Debtor(s) Requesting Confirmation of Plan and Certifying Compliance with Requirements of 11 U.S.C. section 1325"**

The attached Affidavit was proposed by the Chapter 13 Trustees in October 2005 as a document which will allow the Debtor(s) to comply with new confirmation requirements of 11 U.S.C. section 1325 that were enacted in 2005. While this form is not mandatory, it will allow the Debtor(s) to provide the information required by that section without having to appear and testify in person or provide other appropriate documentation. If the Debtor(s) do not file this affidavit with the Court in a timely manner prior to the confirmation hearing (at least 10 days prior to the hearing), confirmation may be delayed or denied absent compliance with section 1325 in some other appropriate manner.

This Affidavit was revised in March 2007 to comply with Standing Orders 9 and 10.